	ED STATES PATENT	r and Trademark Office	UNITED STATES DEPAR United States Patent and Address: COMMISSIONER I P.O. Box 1450 Alexandria, Virginia 22 www.uspto.gov	FOR PATENTS
APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/981,124	10/17/2001	Allan Green	26-98A	9503
7590 04/10/2006			EXAMINER	
John P. White, ESQ COOPER & DUNHAM LLP 1185 AVENUE OF THE AMERICAS			MCELWAIN, ELIZABETH F	
			ART UNIT	PAPER NUMBER
NEW YORK, N	VY 10036		1638	
			DATE MAILED: 04/10/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

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UNITED STATES DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450

09 981,124	
APPLICATION NO./	FILING
CONTROL NO.	

ING DATE FIRST NAMED INVENTOR / ATTORNEY DOCKET NO. PATENT IN REEXAMINATION

EXAMINER

ART UNIT PAPER

20060331

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner for Patents** 

See the attached Notice of Non-Responsive Amendment.

Elizabeth F. McElwain, Ph.D. Primary Examiner Art Unit: 1638

## **Response to Amendment**

1. The reply filed on January 9, 2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the status identifiers for the claims are incorrect. Note that claims 44-49 are withdrawn as drawn to non-elected inventions. The status identifier "withdrawn" must be used for these claims. Additionally, if any of these claims has also been amended, then both "withdrawn" and "currently amended" should be recited. <u>See</u> 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Elizabeth F. McElwain whose telephone number is (571) 272-0802. The examiner can normally be reached on increased flex time.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Anne Marie Grunberg can be reached on (571) 272-0975. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Application/Control Number: 09/981,124 Art Unit: 1638

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

PHAT MEL

Elizabeth F. McElwain, Ph.D. Primary Examiner Art Unit 1638

EFM